

LUCIAN J. GRECO, JR., ESQ.
Nevada State Bar No. 10600
JARED G. CHRISTENSEN, ESQ.
Nevada State Bar No. 11538
DELEELA M. WEINERMAN, ESQ.
Nevada State Bar No. 13985
BREMER WHYTE BROWN & O'MEARA LLP
1160 N. TOWN CENTER DRIVE
SUITE 250
LAS VEGAS, NV 89144
TELEPHONE: (702) 258-6665
FACSIMILE: (702) 258-6662
lgreco@bremerwhyte.com
jchristensen@bremerwhyte.com
dweinerman@bremerwhyte.com

Attorneys for Defendant,
JAMES RIVER INSURANCE COMPANY

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

DARNISHA JOHNSON, an individual,)	Case No. 2:20-cv-00399-JCM-EJY
)	
Plaintiff,)	STIPULATION AND ORDER TO
)	EXTEND DISCOVERY
vs.)	
)	(FOURTH REQUEST)
JAMES RIVER INSURANCE COMPANY,)	
an Illinois corporation; DOES I through X;)	
and ROE CORPORATIONS I through X,)	
inclusive,)	
)	
Defendant.)	

All of the parties hereto, and for good cause described in this stipulation, and in accord with Local Rule 6-1 and Local Rule 26-4, the parties hereby request this Honorable Court to adopt and approve this stipulated extension to the discovery plan, and continue the discovery deadlines for 60-days as requested herein.

I. LOCAL RULE 6-1 IS SATISFIED

This is the fourth request for extension of discovery deadlines filed by the parties. Pursuant to the Stipulation and Order to Extend Discovery (Third Request), the following dates govern for purposes of discovery:

1. Discovery Cutoff Date: April 30, 2021

2. Dispositive Motions:

June 1, 2021

3. Joint Pre-Trial Order:

July 1, 2021

Due to Covid-19, there have been delays in obtaining Plaintiff's medical records and conducting additional discovery. Defendant is still waiting on medical records from a number of Plaintiff's providers. Additionally, Defendant has recently learned that Plaintiff was in another accident and Defendant needs time to conduct discovery regarding the same. Plaintiff is also in the process of supplementing her disclosures and her responses to the written discovery, after which Defendant needs the opportunity to conduct any further necessary discovery. Moreover, the parties would like to reach a settlement and are in the process of trying to schedule a mediation. As such, the parties are requesting a 60-day extension to all discovery deadlines.

The instant request comports with Local Rule 6-1, in that no request is being made after the expiration of the specified period.

I. LOCAL RULE 26-4 IS SATISFIED

The instant request to extend discovery deadlines satisfies the requisites of Local Rule 26-4. Additionally, good cause exists for the extension. Due to Covid-19, there have been delays in obtaining Plaintiff's medical records and conducting additional discovery. Defendant is still waiting on medical records from a number of Plaintiff's providers. Additionally, Defendant has recently learned that Plaintiff was in another accident and Defendant needs time to conduct discovery regarding the same. Plaintiff is also in the process of supplementing her disclosures and her responses to the written discovery, after which Defendant needs the opportunity to conduct any further necessary discovery. Moreover, the parties would like to reach a settlement and are in the process of trying to schedule a mediation. As such, the parties are requesting a 60-day extension to all discovery deadlines.

Listed below is a statement specifying the discovery completed in this case:

Plaintiff's Rule 26 Initial Disclosures

April 21, 2020

1	Defendant James River Insurance Company's	April 23, 2020
2	Initial Disclosure of Witnesses And	
3	Documents Pursuant to FRCP 26(a)(1)	
4	Plaintiff's First Set of Discovery Requests	May 18, 2020
5	Defendant James River Insurance Company's	July 7, 2020
6	Responses to Plaintiff's First Set of Requests	
7	For Admission	
8	Defendant James River Insurance Company's	July 7, 202
9	Responses to Plaintiff's First Set of Requests	
10	For Production	
11	Defendant James River Insurance Company's	July 7, 202
12	Responses to Plaintiff's First Set of	
13	Interrogatories	
14	Defendant James River Insurance Company's	August 18, 2020
15	First Set of Requests for Admission to Plaintiff	
16	Darnisha Johnson	
17	Defendant James River Insurance Company's	August 18, 2020
18	First Set of Requests for Production to Plaintiff	
19	Darnisha Johnson	
20	Defendant James River Insurance Company's	August 18, 2020
21	First Set of Interrogatories to Plaintiff Darnisha	
22	Johnson	
23	Plaintiff's Responses to Defendant's First Set	October 1, 2020
24	Of Requests For Admissions, Interrogatories,	
25	And Requests for Production of Documents	
26	Plaintiff's Designation of Expert Witnesses	October 1, 2020
27	And Documents	
28	Defendant James River Insurance Company's	October 8, 2020
29	Notice of Independent Medical Examination	
30	of Plaintiff	
31	(Set for November 2, 2020)	
32	Defendant James River Insurance Company's	November 12, 2020
33	Amended Notice of Independent Medical	
34	Examination of Plaintiff	
35	(Set for December 17, 2020)	
36	Defendant James River Insurance Company's	November 12, 2020
37	Company's First Supplement to Initial	
38	Disclosure of Witnesses And Documents	
39	Pursuant to FRCP 26(a)(1)	
40	Deposition of Plaintiff Darnisha Johnson	December 14, 2020
41	Independent Medical Examination of	December 17, 2020
42	Plaintiff Darnisha Johnson	

1	Defendant James River Insurance Company's	February 22, 2021
2	Company's Second Supplement to Initial	
3	Disclosure of Witnesses And Documents	
4	Pursuant to FRCP 26(a)(1)	
5		
6	Defendant James River Insurance Company's	March 1, 2021
7	Initial Designation of Expert Witnesses Pursuant	
8	To F.R.C.P. 26(a)(2)(B)	
9		
10	Defendant James River Insurance Company's	March 30, 2021
11	First Supplement to Designation of Expert	
12	Witnesses Pursuant To F.R.C.P. 26(a)(2)(B)	
13		
14	Defendant James River Insurance Company's	March 30, 2021
15	Second Set of Requests for Admission to Plaintiff	
16	Darnisha Johnson	
17		
18	Defendant James River Insurance Company's	March 30, 2021
19	Second Set of Requests for Production to Plaintiff	
20	Darnisha Johnson	
21		
22	Defendant James River Insurance Company's	March 30, 2021
23	Second Set of Interrogatories to Plaintiff Darnisha	
24	Johnson	
25		
26	Defendant James River Insurance Company's	March 31, 2021
27	Company's Amended Second Supplement to	
28	Initial Disclosure of Witnesses And Documents	
	Pursuant to FRCP 26(a)(1)	

The instant request to extend discovery deadlines satisfies the requisites of Local Rule 26-4. Additionally, good cause exists for the extension. Due to Covid-19, there have been delays in obtaining Plaintiff's medical records and conducting additional discovery. Defendant is still waiting on medical records from a number of Plaintiff's providers. Additionally, Defendant has recently learned that Plaintiff was in another accident and Defendant needs time to conduct discovery regarding the same. Plaintiff is also in the process of supplementing her disclosures and her responses to the written discovery, after which Defendant needs the opportunity to conduct any further necessary discovery. Moreover, the parties would like to reach a settlement and are in the process of trying to schedule a mediation. As such, the parties are requesting a 60-day extension to all discovery deadlines.

1 Finally, under Local Rule 26(4), it is necessary to articulate a proposed schedule
2 for completing all remaining discovery. The parties are requesting an additional 60-
3 days be afforded for discovery.

4 The following deadlines are requested.

5 1. Discovery Cutoff Date: June 29, 2021
6 4. Dispositive Motions: July 29, 2021
7 5. Joint Pre-Trial Order: August 30, 2021

8 The parties hereby stipulate to the proposed changes in the discovery deadlines.

9 Dated this 7th day of April, 2021

Dated this 7th day of April, 2021

10 LOWE LAW GROUP

BREMER WHYTE BROWN &
O'MEARA, LLP

11
12 By: /s/ Eric W. Hinckley
13 Eric W. Hinckley, Esq.
14 Nevada Bar No. 12398
15 Attorney for Plaintiff
Darnisha Johnson

By: /s/ Deleela M. Weinerman
Lucian J. Greco, Jr, Esq.
Nevada Bar No. 10600
Jared G. Christensen, Esq.
Nevada Bar No. 11538
Deleela M. Weinerman, Esq.
Nevada Bar No. 13985
Attorneys for Defendant,
James River Insurance Company

19 **ORDER**

20 **IT IS SO ORDERED; provided, however, no**
21 **further extensions of deadlines will be granted**
22 **absent a demonstration of substantial progress**
23 **toward completing all discovery necessitated by**
24 **this dispute.**

25 
UNITED STATES MAGISTRATE JUDGE

26 **Dated: April 7, 2021**
27
28